

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 90-202-C - ORDER NO. 90-802 ✓
AUGUST 27, 1990

IN RE: Request of Southern Bell Telephone) ORDER
and Telegraph Company for approval) APPROVING
of revisions to its General) REVISED TARIFF
Subscriber Service Tariff A3 to) AND CLOSING
establish uniform rates for the) DOCKET
Interconnection of Local Exchange)
Services for Cellular Mobile)
Carriers. (REF: Tariff No. 90-7))

This matter comes before the Public Service Commission of South Carolina (the Commission) by way of an Application filed on January 2, 1990, on behalf of Southern Bell Telephone and Telegraph Company (the Company) requesting approval of revisions to its General Subscriber Service Tariff to establish uniform rates for the Interconnection of Local Exchange Services for Cellular Mobile Carriers. This tariff was also filed to comply with the Commission's Order No. 90-866 in Docket No. 88-55-C by which Local Exchange Companies (LECs) were required to develop and file interconnection tariffs. Around the same time, a number of other local exchange companies filed their tariffs concurring in part with Southern Bell's proposed tariff (Ref. Tariffs Nos. 90-8, 90-10, 90-15, 90-17, and 90-17). These local exchange companies filed tariffs stating their concurrence with Southern Bell's tariff filing except that they also proposed a charge for the establishment of NXX's for cellular carriers. No party opposed these proposed NXX establishment charge.

This matter was duly noticed to the public and Petitions to Intervene were timely filed on behalf of the following: Steven W. Hamm, the Consumer Advocate for the State of South Carolina (the Consumer Advocate); Metro Mobile CTS, Inc. (Metro); Cellular Phone of Aiken-Augusta, Inc. (Aiken-Augusta); and Centel Cellular (Centel).

A public hearing relative to the matters asserted in the Company's Application was held in the Commission's Hearing Room of the Commission at 111 Doctors Circle at 10:30 a.m., on Wednesday, August 1, 1990, before the Commissioners, with Vice-Chairman Henry Yonce presiding. By Order No. 90-307, the instant matter, Docket No. 90-202-C, was combined for hearing with Docket 90-203-C. Fred Walters, Esquire, appeared on behalf of Southern Bell; M. John Bowen, Jr., Esquire, and Joe Foster, Esquire, for the Company; Mitchell Willoughby, Esquire, for Metro; Frank Ellerbee, III, Esquire, for Centel Cellular and Aiken-Augusta; and Marsha A. Ward, General Counsel, for the Commission Staff.

No witnesses were presented at the hearing by any party; rather, all parties announced to the Commission that during the on-going negotiations the parties had reached a settlement of the issues in this matter, subject to Commission approval. The said settlement terms were introduced as Hearing Exhibit No. 1, consisting of a revised tariff which reflects the agreement of the parties as to the rates to be charged; however, all intervenors

have reserved their rights to challenge the level of contribution that may be generated by these rates in any future proceeding that might be filed. The intervenors herein also sought to withdraw their opposition to the Company's Application upon Commission approval of the revised tariff.

After review of the evidence in the record, consideration of the terms of the above referenced settlement and the Intervenor's request to withdraw opposition, and after noting the absence of other intervention or protest of this matter, the Commission has determined the following:

1. That the settlement reached among the parties should be approved;

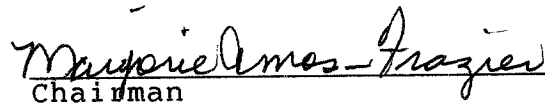
2. That the Intervenor's herein - Consumer Advocate, Metro, Aiken-Augusta, and Centel - should be allowed to withdraw their opposition to Commission approval of the Company's Application;

3. That the Application of the Company and the concurring local exchange companies (Ref: Tariffs 90-8, 90-10, 90-15, 90-16, and 90-17) for approval of revisions to their tariffs to establish uniform rates for the Interconnection of Local Exchange Services for Cellular Mobile Carriers as revised is in the public interest and should be approved.

IT IS THEREFORE ORDERED that the settlement reached among the parties is approved and all Intervenor's are allowed to withdraw their opposition to the Application filed herein. It is further

ordered that the revised tariffs in this matter are approved and shall be effective on and after August 15, 1990. Southern Bell and the concurring local exchange companies shall file revised tariffs with the Commission reflecting the findings herein within thirty (30) days from the date of this Order. The Docket in this matter is hereby closed.

BY ORDER OF THE COMMISSION.


Chairman

ATTEST:


Executive Director

(SEAL)